

REMARKS

In the Office Action, Claims 1-35 and 37-40 were examined and are rejected. In response, Claims 1, 11, 21, 26, 31, 33 and 35 are amended, and Claims 32, 39 and 40 are cancelled. Applicant respectfully requests reconsideration and withdrawal of the rejection of pending Claims 1-35 and 37-40 and in view of the amendment to the claims and the following remarks.

I. Objection to the Claims

The Examiner has objected to Claims 4, 6, 9-10, 14, 16, 19-20, 25 and 37-40 for being dependent upon a rejected based claim, but would be allowable if rewritten in independent form including all of the limitation of the based claim and any intervening claims.

Applicants respectfully thank the Examiner for recognizing the allowability of such claims. As described in detail below, Applicants have incorporated one or more of the allowable claim features into the independent claims of the present invention to place such claims in condition for allowance.

II. Claims Rejected Under 35 U.S.C. §102

The Examiner has rejected Claims 1-3, 5, 7, 8, 11-13, 15, 17, 18, 21-24, 26-31 and 33-35 under 35 U.S.C. §102(e) as being anticipated by U.S. Patent No. 6,697,638 issued to Larsson et al. ("Larsson"). Applicant respectfully traverses this rejection.

Regarding claims 1 and 11, such claims are amended to incorporate the allowable claim features of objected to claim 40. Accordingly, Applicants respectfully submit that claims 1-3, 5, 7, 8, 11-13, 15, 17 and 18 based on the above amendments to claims 1 and 11 are patentable over Larsson as well as the references of record. Therefore, Applicants respectfully request that the Examiner reconsider and withdraw the §102(e) rejection of such claims.

Regarding claims 21 and 26, claims 21 and 26 are amended to recited the following claim feature which is neither inherently nor expressly disclosed by Larsson:

switching between the combined audio link and one of the generated audio link and the audio link between the audio source device and the wireless device in response to a user request.
(Emphasis added.)

In contrast with claims 21 and 26, the disclosure in Larsson is expressly limited to the establishment of an audio link between a portable phone 100 and a car kit as shown in FIG. 1 of Larsson, as well as the communication with the cellular system and portable phone 100 via car kit 160, which provides transceiver operations for communication with a cellular system (*See*, col. 3, lines 24-40.) Hence, Larsson is expressly limited to establishment of a single audio link between portable phone 100 and car kit 160 and an additional audio link between car kit 160 and a cellular system.

Conversely, claims 21 and 26, as amended, recite the generation of an audio link with a requested audio source device in response to a request for a combined audio link, which is neither expressly nor inherently disclosed by Larsson. As further recited by amended claims 21 and 26, combined audio streams are provided, via a combined audio link from an audio source device and a requested audio source device to a wireless device that issues the request for a combined audio link, which is neither expressly nor inherently disclosed by Larsson. Furthermore, the failure of Larsson to either expressly or inherently disclose a combined audio link prohibits the Examiner for establishing either an express or inherent disclosure in Larsson regarding switching between the combined audio link and one of the generated audio link and the audio link between the audio source device and the wireless device in response to a user request, as in claims 21 and 26.

For each of the above reasons, therefore, claims 21 and 26 and all claims which depend on claims 21 and 26 are patentable over the cited art. Therefore, Applicants respectfully request that the Examiner reconsider and withdraw the §102(e) rejection of claims 21-24 and 26-30.

Regarding claims 31 and 35, such claims are amended to incorporate the allowable claim features of claims 32 and 39, respectively. Therefore, Applicants respectfully submit that claims 31 and 33-35 based on the amendments to independent claims 31 and 35 are allowable over Larsson as well as the references of record. Therefore, Applicants respectfully request that the Examiner reconsider and withdraw the §102(e) rejection of claims 31 and 33-35.

CONCLUSION

In view of the foregoing, it is submitted that Claims 1-35 and 37-38 patentably define the subject invention over the cited references of record, and are in condition for allowance and such action is earnestly solicited at the earliest possible date. If the Examiner believes a telephone conference would be useful in moving the case forward, he is encouraged to contact the undersigned at (310) 207-3800.

If necessary, the Commissioner is hereby authorized in this, concurrent and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2666 for any additional fees required under 37 C.F.R. §§1.16 or 1.17, particularly, extension of time fees.

Respectfully submitted,

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Dated: February 27, 2007 By: _____


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CERTIFICATE OF FACSIMILE TRANSMISSION:

I hereby certify that this correspondence is being transmitted via facsimile to (571) 273-8300 on the date below addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

 02/27/2007
Annie McNally Date